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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Jerry V. Mayeux

Title:

PAIN BALM

Serial No.

10/797,983

Docket No. Filed:

30310-US-548

Examiner:

March 10, 2004 S.B. McCormick-Ewold Man Due Date: May 2, 2005

Group Art Unit: 1654

MS Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

X A return postcard and this transmittal document.

X An Amendment and Response (8 Pages).

If not provided for in a separate paper filed herewith, If the additional fee is required due to changes to the claims, the fee has been calculated as follows:

	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Present Extra	Rate	Fee
TOTAL CLAIMS	41	-	83	-42	x 25.00 =	\$00.00
INDEPENDENT CLAIMS	2	-	4	0	x 100.00 =	\$0.00
[]MULTIPLE DEPENDENT CLAIMS PRESENTED						\$0.00
TOTAL						\$00.00

PEACOCK MYERS & ADAMS, P.C.

Customer Number: 05179

Vidal A. Oaxaca

Reg. No. 44,267

<u>CERTIFICATE UNDER 37 CFR 1.8:</u> The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this <u>2nd</u> day of May, 2005.

Vidal A. Oaxaca, Reg. No. 44,267

Name

Signature

(GENERAL)

Application No. 10/797,983

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on May 2, 2005.

Vidal A. Oaxaca, Reg. No. 44,267

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/797,983

Confirmation No.5003

Applicant Filed Jerry V. Mayeux March 10, 2004

Title TC/A.U. PAIN BALM 1654

Examiner

Susan Beth McCormick Ewoldt

Docket No.

30310-US-548

Mail Stop Amendment Commissioner for Patents United States Patent and Trademark Office PO Box 1450 Alexandria, Virginia 22313–1450

RESPONSE TO RESTRICTION AND ELECTION REQUIREMENT

Dear Sir:

In response to the Office Action dated March 31, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.